

FAYETTE COUNTY COMMISSION

REGULAR SESSION

February 2, 2016

COURTHOUSE

FAYETTEVILLE, WV 25840

MEMBERS Present: Matthew D. Wender, John H. Lopez, Denise A. Scalph

The Fayette County Commission met in a regular session on this 2nd day of February, 2016.

President Wender reconvened the 2016 session of the Board of Equalization and Review at 9:12 a.m.

No one was present with a request for the Board.

The Board will reconvene if someone brings a case forward.

The Board recessed as the Board of Equalization and Review until February 5th.

President Wender called the meeting to order at 9:13 a.m.

Larry Harry, Prosecuting Attorney, appeared to discuss estates of Rosa Luster, Herman Hawver and Lawrence Smailes.

Mr. Harrah stated that the Luster estate has been unsettled since 2003. Tom Fast was curator. Mr. Harrah suggested removing Tom Fast as curator. A Fiduciary Commissioner has been assigned so nothing else needs to be done.

Mr. Harrah presented an order to remove Tom Fast as curator in the estate of Rosa Luster. Commissioner Scalph motioned to approve and sign the order. Commissioner Lopez seconded. Unanimous decision.

Mr. Harrah stated that the Herman Hawver estate needs a Fiduciary Commissioner appointed. Mr. Harrah suggested Paul Clay and presented an order. Commissioner Scalph motioned to appoint Paul Clay as Fiduciary Commissioner in the Herman Hawver estate. Commissioner Lopez seconded. Unanimous decision.

The estate of Lawrence Smailes is requesting the executrix be removed. This will necessitate an evidentiary hearing. The Prosecutor's office will send out notices and schedule the hearing on a future Commission meeting date.

Discussion was held on the special commitment of funds for further advocacy for funding for facilities of Fayette County Schools. President Wender suggested tabling this until the February 10th meeting.

Debbie Berry, County Administrator, presented a letter to Page-Kincaid PSD regarding SCBG funding, stating that this will be tabled until we have commitment for our next in line, Armstrong Creek PSD. Commissioner Scalph motioned to approve and sign the letter. Commissioner Lopez seconded. Unanimous decision.

Ms. Berry presented a letter to the New River Humane Society stating what we have paid above and beyond budget and the Commission hopes they are being cognizant of their utility usage. Heat should not be set at such a high temperature. Commissioner Scalph motioned to approve and sign the letter. Commissioner Lopez seconded. Unanimous decision.

Ms. Berry read a letter from Eddie Young, Assessor, regarding his PVC budget which will be considered in the March budget session.

Ms. Berry presented a resolution naming New River Gorge Regional Development Authority as the 2016 Fayette County Economic Development Entity. Commissioner Scalph motioned to approve and authorize President Wender to sign. Commissioner Lopez seconded. Unanimous decision.

Discussion was held on the Fire Association site rental agreement for space at the Office of Emergency Services building. Commissioner

Scalph motioned to approve the agreement with the Fire Association. Mr. Harrah will make minor adjustments and the Commission will sign on February 5th. Commissioner Lopez seconded. Unanimous decision.

The Commission then held a work session on Coal Severance and General County budgets. Further discussion will be held on February 5th.

The meeting was adjourned at 12:28 p.m.
